

Let the records show that in the case of George W. Green vs. Elsie R. Frushour, et al, No. 25,413 Equity in the Circuit Court for Frederick County, that Wilbur F. Sheffield, Jr., Court Examiner, made inquiry as to the posture of the case and found that it was to be taken pro confesso by order of the Circuit Court for Frederick County, passed on the 26th day of August, 1975, prior to the time the witnesses were sworn.

CHARLES E. GREEN, A WITNESS, produced on behalf of the Complainant, after being duly sworn, deposes and says:

Questions by Mr. Sheffield:

Q. Will you state your full name, age and residence?

A. Charles E. Green, Thurmont, Maryland, Route #1, Box #47.

Questions by Mr. Gastley:

Introduced as evidence and attached hereto are Exhibits 1 through 4. "Exhibit 1" being a Deed from Helen F. Mock, unmarried to George W. Green and Lavina K. Green, his wife, dated May 18, 1946 and recorded in Liber 454, Folio 493; "Exhibit 2" being a Deed from George W. Green and Lavina K. Green, his wife, to Helen F. Mock, dated May 18, 1946 and recorded in Liber 454, Folio 492; "Exhibit 3" being a Deed from Andrew J. Wachter and Dr. R. Wachter, Trustees, to Zachariah T. Green and William E. Green, dated March 13, 1886 and recorded in Liber W.I.P. 1, Folio 262; "Exhibit 4" being an Assessment record.

Q. Mr. Green, are you familiar with the Complainant in this case, George W. Green?

A. Yes.

Q. Who is he in relation to you?

A. He is my father.

Q. At this point, why isn't your father here to testify today?

A. He is in the hospital due to illness with the possibility of a stroke.

Q. He also is it true that he is incoherent at times?

A. Yes, this is true.